

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-FIRST LEGISLATURE

**SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 14, 2012**

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent and excused – Trail, Wills. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Myleah Keller, Page.

Approval of Journal

March 14, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixty-fifth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Burgoyne. Report adopted.

Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Carlos Bilbao, State Representative, District 11, House Seat B, Canyon and Gem Counties, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Roger Reynoldson of Parma, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Roger Reynoldson, Acting State Representative, District 11, House Seat B, Canyon and Gem Counties, State of Idaho, for a term commencing on March 13, 2012, and continuing until the incumbent shall resume the performance of the duties.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 13th day of March, in the year of our Lord two thousand and twelve and of the

Independence of the United States of America, the two hundred and thirty-sixth year.

/s/ C.L. "BUTCH" OTTER
Governor
/s/ BEN T. YSURSA
Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Roger Reynoldson.

OFFICE OF THE GOVERNOR
Boise

March 13, 2012

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bill, to wit:

[H 466](#)

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

March 13, 2012

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bills, to wit:

[H 484](#) and [H 489](#)

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

March 13, 2012

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bill, to wit:

[H 517](#)

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

THE OFFICE OF THE GOVERNOR
Boise

March 13, 2012

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I am transmitting today to the Secretary of State the following House bill which will be allowed to become law without my signature within the time limited by law:

H 574

as prescribed by the Constitution.

A likely June decision from the United States Supreme Court after its hearing this spring on challenges to the Patient Protection and Affordable Care Act - Obamacare - puts the need for this supplemental appropriation in doubt, particularly as it relates to the \$7.5 million ongoing General Fund portion of House Bill 574.

If the Supreme Court strikes down the federal mandate as unconstitutional, as the State of Idaho contends it should, then the General fund money will be necessary. However, it is my firm belief that thorough evaluation and responsible reforms are needed in the administration of and expectations for the Catastrophic Health Care Fund before an ongoing appropriation of any size is approved.

The goal should be a workable, well-defined process for paying medical costs for indigent citizens, replacing the existing patchwork of county and state responsibilities. According to the Department of Health and Welfare, that system would require claims processing that meets industry standards, case management for Medicaid-eligible chronic disease patients, an integrated software system for eligibility determinations at both the county and State levels, and a rewrite of Idaho's indigent and catastrophic health care statutes with a concise description of the role of counties, the State, hospitals and other providers, and citizens.

If the Supreme Court upholds the Obamacare mandate including Medicaid expansion, against the arguments of Idaho and 25 other states, then the "Cat Fund's" purpose will cease to exist and a supplemental appropriation for a projected FY 2012 shortfall in that fund will be strictly a one-time question.

Therefore, I respectfully call the Legislature's attention to the high level of uncertainty attached to the need for at least the ongoing element of this supplemental appropriation. If the Obamacare mandate is quashed, I look forward to working with the Legislature to carefully consider how best to address the shortcomings that both the State and counties have experienced with the Cat Fund's equity and effectiveness over the years before appropriating more money to its continuing operations as they now exist.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 13, 2012

Mr. Speaker:

I return herewith enrolled **HCR 37** which has been signed by the President.

NOVAK, Secretary

Enrolled **HCR 37** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 13, 2012

Mr. Speaker:

I return herewith enrolled **H 379**, **H 460**, **H 462**, **H 463**, **H 526**, **H 600**, **H 601**, and **H 602** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 379**, **H 460**, **H 462**, **H 463**, **H 526**, **H 600**, **H 601**, and **H 602** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 13, 2012

Mr. Speaker:

I transmit herewith **S 1360**, **S 1376**, **S 1377**, **S 1330**, **S 1366**, **S 1370**, **S 1381**, **S 1382**, and **S 1369** which have passed the Senate.

NOVAK, Secretary

S 1360, **S 1376**, **S 1377**, **S 1330**, **S 1366**, **S 1370**, **S 1381**, **S 1382**, and **S 1369** were filed for first reading.

March 13, 2012

Mr. Speaker:

I return herewith **H 540**, as amended, **H 459**, **H 461**, **H 525**, **H 543**, and **H 403** which have passed the Senate.

NOVAK, Secretary

H 540, as amended, **H 459**, **H 461**, **H 525**, **H 543**, and **H 403** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 14, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 49**, **H 656**, **H 657**, **H 658**, **H 659**, **H 660**, **H 661**, **H 662**, and **H 663**.
WILLS, Chairman

HCR 49, **H 657**, **H 658**, **H 659**, and **H 662** were filed for second reading.

H 656 and **H 663** were referred to the Education Committee.

H 660 was referred to the Judiciary, Rules, and Administration Committee.

H 661 was referred to the Revenue and Taxation Committee.

March 14, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 39** and **HCR 48**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **HCR 39** and **HCR 48** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 13, 2012

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, return **S 1336**, as amended, be returned to the Desk for re-referral.

BLOCK, Chairman

[S 1336](#), as amended, was referred to the State Affairs committee.

March 13, 2012

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [SCR 128](#), [SCR 129](#), and [SJM 104](#) and recommend that they do pass.

LOERTSCHER, Chairman

[SCR 128](#), [SCR 129](#), and [SJM 104](#) were filed for second reading.

March 13, 2012

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration [H 458](#), [S 1321](#), as amended, [SCR 120](#), and [SCR 121](#) and recommend that they do pass.

STEVENSON, Chairman

[H 458](#), [S 1321](#), as amended, [SCR 120](#), and [SCR 121](#) were filed for second reading.

March 13, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration [H 648](#), [H 651](#), and [S 1337](#), as amended, and recommend that they do pass.

WILLS, Chairman

[H 648](#), [H 651](#), and [S 1337](#), as amended, were filed for second reading.

March 13, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration [H 639](#) and report it back with amendments attached to be placed on General Orders for consideration.

WILLS, Chairman

[H 639](#) was placed on General Orders for consideration.

March 13, 2012

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration [H 624](#) and [H 649](#) and recommend that they do pass.

BLACK, Chairman

[H 624](#) and [H 649](#) were filed for second reading.

March 14, 2012

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 559](#) and recommend that it do pass.

LAKE, Chairman

[H 559](#) was filed for second reading.

March 14, 2012

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [S 1286](#) and [SCR 123](#) and recommend that they do pass.

LOERTSCHER, Chairman

[S 1286](#) and [SCR 123](#) were filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 664

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE STATE TAX COMMISSION FOR FISCAL YEAR 2012; APPROPRIATING MONEYS TO THE STATE TAX COMMISSION FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS; PROVIDING LEGISLATIVE INTENT WITH REGARD TO THE TAX COMPLIANCE INITIATIVE; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 665

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE BOARD OF TAX APPEALS FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS.

HOUSE BILL NO. 666

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO FILING OF FEDERAL TAX LIENS; AMENDING CHAPTER 16, TITLE 1, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 1-1608, IDAHO CODE, TO PROVIDE THAT NEITHER THE STATE OF IDAHO NOR ANY STATE COURT SHALL DEPRIVE ANY PERSON OF LIFE, LIBERTY OR PROPERTY WITHOUT DUE PROCESS OF LAW, AND NEITHER SHALL THE STATE OF IDAHO NOR ANY STATE COURT DENY ANY PERSON WITHIN ITS JURISDICTION EQUAL PROTECTION OF THE LAW AND TO REQUIRE COURT ACTION BEFORE ATTACHING PROCEEDS FROM A LIEN; AMENDING SECTION 45-202, IDAHO CODE, TO PROVIDE FOR DUE PROCESS OF LAW WHEN FILING FEDERAL TAX LIENS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 45-203, IDAHO CODE, TO REQUIRE DUE PROCESS OF LAW BEFORE NOTICE OF ANY LIEN MAY BE FILED AND TO MAKE A TECHNICAL CORRECTION; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 667

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO LICENSES TO RETAIL LIQUOR; AMENDING SECTION 23-903, IDAHO CODE, TO PROVIDE THAT CERTAIN LICENSES MAY BE TRANSFERABLE PURSUANT TO A SALE IN ACCORDANCE WITH SPECIFIED PROVISIONS OF LAW, TO PROVIDE THAT CERTAIN LICENSES SHALL NOT BE TRANSFERABLE, TO PROVIDE EXCEPTIONS, TO REVISE VERBIAGE, TO PROVIDE FOR FEES FOR GONDOLA RESORT COMPLEXES, TO PROVIDE THAT OWNERS, OPERATORS AND LESSEES OF RESTAURANTS SITUATED IN CERTAIN RESORT CITIES MAY BE ISSUED LICENSES SUBJECT TO THE APPROVAL OF THE MAYOR AND CITY COUNCIL,

TO PROHIBIT THE ISSUANCE OF LICENSES FOR A DESIGNATED PERIOD OF TIME TO SPECIFIED PERSONS, TO PROVIDE THAT CERTAIN LICENSES ARE NOT TRANSFERABLE TO ANOTHER LOCATION, TO DEFINE A TERM, TO PROVIDE FOR CERTAIN FEES, TO REMOVE A PROVISION RELATING TO FEES AND TO REMOVE A PROVISION RELATING TO TRANSFERABILITY OF CERTAIN LICENSES.

[H 664](#), [H 665](#), [H 666](#), and [H 667](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1360](#), [S 1376](#), [S 1377](#), [S 1381](#), and [S 1382](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

[S 1330](#) and [S 1366](#), by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

[S 1370](#), by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

[S 1369](#), by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

[H 653](#), [H 584](#), as amended, [H 585](#), as amended, and [H 594](#), as amended, as amended, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

[H 654](#) and [H 655](#), by Appropriations Committee, were read the second time by title and filed for third reading.

[S 1323](#), as amended, and [S 1335](#), by State Affairs Committee, were read the second time by title and filed for third reading.

[S 1329](#) and [S 1269](#), as amended in the House, by Education Committee, were read the second time by title and filed for third reading.

[H 613](#), [H 650](#), and [H 631](#), as amended, by Ways and Means Committee, were read the second time by title and filed for third reading.

[S 1356](#), as amended, and [SCR 124](#), by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

[H 515](#), as amended, and [H 619](#), as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

[H 542](#), as amended, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

There being no objection, the House returned to the Seventh Order of Business.

Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 653](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be

dispensed with, this being a case of urgency; and that [H 653](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 653](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

The question being, "Shall [H 653](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Trail, Wills. Total – 2.

Total – 70.

Whereupon the Speaker declared that [H 653](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 654](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 654](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block),

Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nesset, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 654](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hagedorn to open debate.

The question being, "Shall [H 654](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nesset, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Trail, Wills. Total – 2.

Total – 70.

Whereupon the Speaker declared that [H 654](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 655](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 655](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nesset, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 655](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall [H 655](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bateman, Batt, Bayer, Bedke, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, Ellsworth, Eskridge, Gibbs, Guthrie, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Marriott, McGeachin, Nesset, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Shepherd, Shirley, Smith(30), Smith(24), Stevenson, Thompson, Vander Woude, Wood(27), Mr. Speaker. Total – 51.

NAYS – Barbieri, Barrett, DeMordaunt, Hart, Harwood, Luker, McMillan(McMillan), Moyle, Nielsen, Nonini, Palmer, Schaefer, Simpson, Sims, Thayn, Wood(35). Total – 16.

Absent and excused – Hagedorn, Trail, Wills. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 655](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 613](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 613](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nesset, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills. Total – 4.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 613](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hartgen to open debate.

At this time, Mr. Hagedorn took the Chair.

The question being, "Shall [H 613](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Trail, Wills. Total – 2.

Total – 70.

Whereupon the Speaker Pro Tem declared that [H 613](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 650](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 650](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills. Total – 4.

Total – 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 650](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Andrus to open debate.

Mr. Lake asked unanimous consent that, pursuant to Rule 22, discussion of [S 1303](#) be allowed in debate of [H 650](#). There being no objection it was so ordered.

The question being, "Shall [H 650](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bateman, Batt, Bayer, Bedke, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 64.

NAYS – Barbieri, Barrett, Hart, Harwood. Total – 4.

Absent and excused – Trail, Wills. Total – 2.

Paired Votes:

AYE -- Burgoyne NAY -- Harwood

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker Pro Tem declared that [H 650](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 515](#), as amended, be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 515](#), as amended, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills. Total – 4.

Total – 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 515](#), as amended, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Nonini to open debate.

The question being, "Shall [H 515](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao(Reynoldson), Black, Block(Block),

Bolz, Boyle, Buckner-Webb, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nasset, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Burgoyne, Trail, Wills. Total – 3.
Total – 70.

Whereupon the Speaker Pro Tem declared that [H 515](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 584](#), as amended, be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 584](#), as amended, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nasset, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Loertscher, Trail, Wills.
Total – 4.
Total – 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 584](#), as amended, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Moyle to open debate.

The question being, "Shall [H 584](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bilbao(Reynoldson), Black, Block(Block), Bolz, Boyle, Buckner-Webb, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan(McMillan), Moyle, Nasset, Nielsen, Nonini, Palmer, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30),

Smith(24), Thayn, Thompson, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 64.

NAYS – Bell, Patrick, Stevenson. Total – 3.

Absent and excused – Burgoyne, Trail, Wills. Total – 3.
Total – 70.

Whereupon the Speaker Pro Tem declared that [H 584](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that the bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, March 15, 2012. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 12:09 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk